



**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
SAN FRANCISCO SESSION
SEPTEMBER 5, 2018**

FIRST AMENDED

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Ronald M. George State Office Complex, Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on September 5, 2018.

WEDNESDAY, SEPTEMBER 5, 2018—9:00 A.M.

- (1) County of San Diego et al. v. Commission on State Mandates et al.,
S239907
(*Meehan, J., assigned justice pro tempore*)
- (2) People v. Miracle (Joshua Martin), [Automatic Appeal], S140894
(*Ikola, J., assigned justice pro tempore*)

1:30 P.M.

- (3) People v. Rodas (Domingo), S237379
(*Kline, P. J., assigned justice pro tempore*)
- (4) People v. Buenrostro (Dora), [Automatic Appeal], S073823
(*Mauro, J., assigned justice pro tempore*)
- (5) People v. Gomez (Ruben Perez), [Automatic Appeal], S087773
(*Lui, A. P. J., assigned justice pro tempore*)

CANTIL-SAKAUYE
Chief Justice

If exhibits are to be transmitted to this court, counsel must apply to the court for permission. (See Cal. Rules of Court, rule 8.224(c).)

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The following case summaries are issued to inform the public about cases that the California Supreme Court has scheduled for oral argument and of their general subject matter. In most instances, the descriptions set out below are reproduced from the original news release issued when review in each of these matters was granted and are provided for the convenience of the public. The descriptions do not necessarily reflect the view of the court or define the specific issues that will be addressed by the court.

WEDNESDAY, SEPTEMBER 5, 2018—9:00 A.M.

(1) *County of San Diego et al. v. Commission on State Mandates et al.*, S239907 (Meehan, J., assigned justice pro tempore)

#17-111 County of San Diego v. Commission on State Mandates, S239907. (D068657; 7 Cal.App.5th 12; Superior Court of San Diego County; 37-2014-0005050-CU-WM-CTL.) Petition for review after the Court of Appeal reversed the judgment in an action for writ of administrative mandate. This case presents the following issue: Did The Sexual Predator Punishment and Control Act (the voter initiative otherwise known as “Jessica’s Law” or Proposition 83), which amended and reenacted provisions of the Sexually Violent Predator Act, a statutory scheme that the Commission on State Mandates had found to include reimbursable state mandates, constitute a “change in the law” sufficient to support the Commission’s decision that some of those mandates were no longer reimbursable by the State of California?

(2) *People v. Miracle (Joshua Martin)*, S140894 [Automatic Appeal] (Ikola, J., assigned justice pro tempore)

This matter is an automatic appeal from a judgment of death.

1:30 P.M.

(3) *People v. Rodas (Domingo)*, S237379 (Kline, P. J., assigned justice pro tempore)

#16-427 People v. Rodas, S237379. (B255598; nonpublished opinion; Superior Court of Los Angeles County; BA360125.) Petition for review after the Court of Appeal modified

and affirmed a judgment of conviction of criminal offenses. The court limited review to the following issue: Did the trial court violate defendant's right to due process by failing to suspend proceedings after his attorney declared a doubt as to his competence?

(4) ***People v. Buenrostro (Dora), S073823 [Automatic Appeal]***
(Mauro, J., assigned justice pro tempore)

This matter is an automatic appeal from a judgment of death.

(5) ***People v. Gomez (Ruben Perez), S087773 [Automatic Appeal]***
(Lui, A. P. J., assigned justice pro tempore)

This matter is an automatic appeal from a judgment of death.